S.B. Civil Writ Petition No.7256/2007
Harnam Singh
vs
Civil Judge, (Sr. Div.), Raisinghnagar & Anr.

Date of order : 5.11.2007

HON'BLE MR. PRAKASH TATIA, J.

Mr.Trilok Joshi, for the petitioner.

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Heard learned counsel for the petitioner.

The trial court rejected the petitioner's application filed under Order 9 Rule 13 CPC as barred by time on the ground that after service of the notices upon the petitioner, the ex-parte order was passed against him and, thereafter, the DRC petition was decided against the petitioner on 10.1.2006. The petitioner submitted application under Order 9 Rule 13 CPC but even without mentioning when he came to know about the decree dated 10.1.2006. The court also observed that the contention in the application are absolutely vague and usual only.

After going through the application Annex.3, I do not find any illegality in the impugned order. Hence, the writ petition of the petitioner is dismissed having no merit.

(PRAKASH TATIA), J.

c.p.goyal/-